

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

MILFORD MARSHALL, JR.,)
)
Plaintiff,)
)
v.) Case No. 08-cv-0032-MJR
)
HOME DEPOT U.S.A., INC.,)
)
Defendant.)

ORDER REGARDING SETTLEMENT AND IMPENDING DISMISSAL

REAGAN, District Judge:

Having been advised by United States Magistrate Judge Philip M. Frazier that the above-captioned action has been settled, but additional time is needed to finalize the settlement documents, the undersigned District Judge hereby **DIRECTS** the Clerk of Court, 60 days after this Order is docketed, to **ENTER JUDGMENT OF DISMISSAL** with prejudice. Each party shall bear his or its own costs, unless otherwise provided in the settlement documents.

If the parties fail to finalize the settlement within the 60-day period, they may – before that period expires – move to postpone entry of judgment to a later date. Due to the settlement, the Court **CANCELS** all settings herein, including the February 6, 2009 Final Pre-Trial Conference and the March 2, 2009 Jury Trial. Finally, the Court **DENIES AS MOOT** all pending motions.

IT IS SO ORDERED.

ENTERED this 26th day of June 2008.

s/ Michael J. Reagan
MICHAEL J. REAGAN
United States District Judge